



Attorney Docket No. 26589U

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

KAUTZ, et al.

Serial No: 10/524,820

Group Art Unit: 1625

Filed: February 18, 2005

Examiner: DESAI, R.

For: **3-HYDROXY-6-PHENYLPHENANTHRIDINES AS PDE-4 INHIBITORS**

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- 1) Transmittal letter;
- 2) Response to Restriction / Election Requirement

Please charge any required fee, or credit any overpayment, in connection with this matter to deposit Account No. 14-0112.

Respectfully submitted,

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Date: August 24, 2007

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RESPONSE TO RESTRICTION / ELECTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Official Action dated July 26, 2007. The one-month shortened statutory period for response is set to expire on August 26, 2007. Accordingly, this Response is timely filed within the time period set by the Examiner.

REMARKS

Claims 1-12, 14 and 17-19 are pending in the captioned application. The Examiner has indicated that the pending claims are subject to restriction and/or election for the following reasons, in relevant part:

- I. Claims 1-12, 14, drawn to compounds, wherein R1 and R2 together are not 1-2C-alkylenedioxy.
- II. Claims 1-12, 14, drawn to compounds, wherein R1 and R2 together are not 1-2C-alkylenedioxy.